

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

McGREGOR et al.

Atty. Ref.: WFG-117-533

Confirmation No.:4224

Serial No. 10/526,479

TC/A.U.: 1633

Filed: April 8, 2005

Examiner: EPPS-SMITH, Janet L.

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December 17, 2009

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUMBISSION OF FEE DEFICIENCY

It has come to the undersigned's attention that through inadvertent error, without deceptive intent, that the small entity extension fees paid on August 24, 2009, and September 11, 2009, should have been paid at the large entity rate by virtue of the Applicant having entered into a license agreement with respect to the above-captioned application some time in August 2008. Accordingly, it is believed that the deficiency in the extension fee payments for the above-captioned application total \$245. The Commissioner is hereby authorized to charge this deficiency in fees or any further discovered deficiency in fees to Deposit Account No. **14-1140 (please use reference number: WFG-117-533)**

Applicants hereby request any extension of time deemed necessary for entry of this submission and any submission filed hereafter in this application or any continuing

application(s). Applicants make a Conditional Petition for any relief available to correct any defect in connection with this filing, or any defect remaining in this application after this filing. The Commissioner is authorized to charge any petition fee or any deficiency in fees filed, or asserted to be filed, or which should have been filed herewith (or with any paper filed hereafter) to Deposit Account No. **14-1140 (please use reference number: WFG-117-533)** or credit any overpayment of fees to such Deposit Account.

Respectfully submitted,

NIXON & VANDERHYE P.C.

Date: December 17, 2009

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